

STATE OF SOUTH CAROLINA

(Caption of Case)

Office of Regulatory Staff, Complainant/Petitioner
vs. Quail Pointe Apartments, Defendant/RespondentBEFORE THE
PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA

COVER SHEET

COPY

Posted: ledDept: S.A.Date: 10/9/07Time: 4.15

DOCKET

NUMBER: 2007 - 228 - G

(Please type or print)

Submitted by: Scott ElliottSC Bar Number: 1872Address: 721 Olive StreetTelephone: 803-771-0555Columbia, SC 29205Fax: 803-771-8010

Other: _____

Email: sellott@elliottlaw.us

NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Public Service Commission of South Carolina for the purpose of docketing and must be filled out completely.

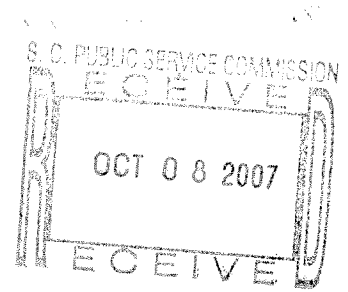
DOCKETING INFORMATION (Check all that apply)

☐ Emergency Relief demanded in petition
 ☐ Request for item to be placed on Commission's Agenda expeditiously

☐ Other: _____

INDUSTRY (Check one)	NATURE OF ACTION (Check all that apply)		
<input type="checkbox"/> Electric	<input type="checkbox"/> Affidavit	<input checked="" type="checkbox"/> Letter	<input type="checkbox"/> Request
<input type="checkbox"/> Electric/Gas	<input type="checkbox"/> Agreement	<input type="checkbox"/> Memorandum	<input type="checkbox"/> Request for Certification
<input type="checkbox"/> Electric/Telecommunications	<input type="checkbox"/> Answer	<input type="checkbox"/> Motion	<input type="checkbox"/> Request for Investigation
<input type="checkbox"/> Electric/Water	<input type="checkbox"/> Appellate Review	<input type="checkbox"/> Objection	<input type="checkbox"/> Resale Agreement
<input type="checkbox"/> Electric/Water/Telecom.	<input type="checkbox"/> Application	<input type="checkbox"/> Petition	<input type="checkbox"/> Resale Amendment
<input type="checkbox"/> Electric/Water/Sewer	<input type="checkbox"/> Brief	<input type="checkbox"/> Petition for Reconsideration	<input type="checkbox"/> Reservation Letter
<input checked="" type="checkbox"/> Gas	<input type="checkbox"/> Certificate	<input type="checkbox"/> Petition for Rulemaking	<input type="checkbox"/> Response
<input type="checkbox"/> Railroad	<input type="checkbox"/> Comments	<input type="checkbox"/> Petition for Rule to Show Cause	<input type="checkbox"/> Response to Discovery
<input type="checkbox"/> Sewer	<input type="checkbox"/> Complaint	<input type="checkbox"/> Petition to Intervene	<input type="checkbox"/> Return to Petition
<input type="checkbox"/> Telecommunications	<input type="checkbox"/> Consent Order	<input type="checkbox"/> Petition to Intervene Out of Time	<input type="checkbox"/> Stipulation
<input type="checkbox"/> Transportation	<input type="checkbox"/> Discovery	<input type="checkbox"/> Prefiled Testimony	<input type="checkbox"/> Subpoena
<input type="checkbox"/> Water	<input type="checkbox"/> Exhibit	<input type="checkbox"/> Promotion	<input type="checkbox"/> Tariff
<input type="checkbox"/> Water/Sewer	<input type="checkbox"/> Expedited Consideration	<input type="checkbox"/> Proposed Order	<input checked="" type="checkbox"/> Other: Extension Request
<input type="checkbox"/> Administrative Matter	<input type="checkbox"/> Interconnection Agreement	<input type="checkbox"/> Protest	by Consent
<input type="checkbox"/> Other:	<input type="checkbox"/> Interconnection Amendment	<input type="checkbox"/> Publisher's Affidavit	
	<input type="checkbox"/> Late-Filed Exhibit	<input type="checkbox"/> Report	

ELLIOTT & ELLIOTT, P.A.
ATTORNEYS AT LAW
721 OLIVE STREET
COLUMBIA, SOUTH CAROLINA 29205
selliott@elliottlaw.us

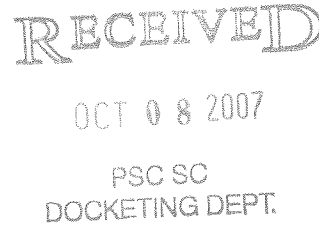


SCOTT ELLIOTT

TELEPHONE (803) 771-0555
FACSIMILE (803) 771-8010

October 5, 2007

Mr. Charles L. A. Terreni
Chief Clerk of the Commission
SC Public Service Commission
P. O. Drawer 11649
Columbia, SC 29211



RE: Office of Regulatory Staff v. Quail Pointe Apartments
Docket No. 2007-228-G

Dear Mr. Terreni:

Please be advised that I have been retained to represent the Defendant/Respondent Quail Pointe Apartments in the above-captioned matter. For the reasons set out, I would herewith request an extension of time in which all parties might file and serve prefiled testimony and a continuance of the hearing scheduled in this matter for October 16, 2007

As your records will reflect, the Defendant/Respondent filed and served its answer on or about July 14, 2007. However, Stephan C. Ouverson, counsel of record for the Defendant/Respondent, was not listed as attorney of record on the Docket Management System and consequently was not served with notice of the hearing or the prefiled testimony letter, both dated July 26, 2007 (please see the correspondence of Jeffrey M. Nelson, Counsel for the Office of Regulatory Staff, dated September 26, 2007).

Having just been retained, additional time will be necessary to investigate the allegations of the ORS Petition, assist the client with preparation of a defense and prepare for trial. The extension and continuance requested will also enable the parties to identify and eliminate the issues raised by the pleadings. I would estimate at this writing that an additional sixty (60) days will be necessary for this purpose. In addition, I would request that the hearing set for October 16, 2007 be continued accordingly.

Counsel for the ORS has no objection to this request for an extension of the prefiling deadlines and for a continuance. Indeed, after consultation with counsel for the ORS, I would respectfully request that the prefiling deadline simply be reset so as to permit the ORS to prefile its testimony sixty (60) days

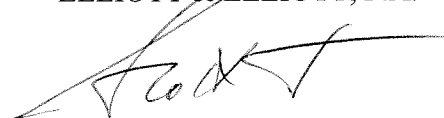
Mr. Terreni
October 5, 2007
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from the date of this letter with the customary prefilings deadlines set thereafter for the Defendant/Respondent's direct testimony, rebuttal and surrebuttal testimonies. Further, and again with the consent of counsel for the ORS, I would request that the hearing in this matter be rescheduled as appropriate after resetting the prefilings deadlines.

I would thank you for your consideration of this request and look forward to hearing from you.

Sincerely,

ELLIOTT & ELLIOTT, P.A.



Scott Elliott

SE/mlw

Enclosure

cc: Jeffrey M. Nelson, Esquire, ORS
Stephan C. Ouverson, Esquire